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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re CONSECO INSURANCE CO.) No. C-05-04726-RMW
21 ANNUITY MARKETING & SALES)
21 PRACTICES LITIG.)
22 _____)
22 _____)
23 This Document Relates To:)
23 _____)
24 ALL ACTIONS.)
24 _____)
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1 Good cause appearing, therefore, and pursuant to the stipulation of the parties, IT IS
2 HEREBY ORDERED that the following discovery plan be adopted:

3 1. Each side shall be limited to serving no more than 25 interrogatories and 25 requests
4 for admissions. The interrogatories that were previously served as part of jurisdictional discovery do
5 not count against these limits.

6 2. Each side shall be limited to taking no more than 25 depositions, excluding any expert
7 depositions. The length of any deposition shall be limited to 7 hours, pursuant to F.R.C.P. 30(d)(1),
8 unless otherwise stipulated by the parties.

9 3. The discovery limitations set forth herein may be otherwise expanded upon
10 agreement by the parties or by order of the Court. Should there be any disagreement, the party
11 seeking to expand discovery may seek relief with the Court.

12 4. The scope of discovery shall be otherwise be governed by the Federal Rules of Civil
13 Procedure and Rules of Evidence.

14 IT IS SO ORDERED.

15 DATED: 1/21/09

Ronald M. Whyte
THE HON. RONALD M. WHYTE
UNITED STATES DISTRICT JUDGE

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CERTIFICATE OF SERVICE

2 I hereby certify that on September 22, 2008, I electronically filed the foregoing with the
3 Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail
4 addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have
5 mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF
6 participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on September 22, 2008.

s/ THEODORE J. PINTAR

THEODORE J. PINTAR

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